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Attorneys for
Defendant GEICO Indemnity Company

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

ANNA ENZWEILER,

Plaintiff,

v.

GEICO INDEMNITY COMPANY,

Defendant.

Case No.:

NOTICE OF REMOVAL

Defendant/removing party GEICO Indemnity Company, through counsel, Call, Hanson and Kell, P.C., pursuant to 28 U.S.C. §§ 1332, 1441, and 1446-48, hereby files its Notice of Removal of the above-entitled action.

1. On or about July 10, 2012, plaintiff commenced the above-entitled action against Defendant GEICO Indemnity Company in the Superior Court for the State of Alaska, Third Judicial District at Anchorage, Case Number 3AN-12-8379 Civil. Defendant received notice of the lawsuit

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when it was served with the Summons through the Commissioner of the Department of Commerce and Economic Development, Division of Insurance on July 16, 2012.

2. Pursuant to 28 U.S.C. § 1441(a), a defendant may remove to Federal District Court “any civil action brought in State Court of which District Courts of the United States have original jurisdiction . . .”

3. Pursuant to 28 U.S.C. § 1332(a)(1), Federal District Courts “have original jurisdiction of all civil actions where the matter in controversy exceeds the sum or value of \$75,000, exclusive of interest and costs, and is between citizens of different states.”

4. A corporation is deemed to be a citizen of the state where it is incorporated or where it has its principal place of business. 28 U.S.C. § 1332(c)(1). Defendant GEICO Indemnity Company is incorporated in the State of Maryland and its principal place of business is in the State of Maryland.

5. Plaintiff Anna Enzweiler is a citizen of the State of Alaska residing in Palmer, Alaska.

6. The amount in controversy in the above-entitled action, exclusive of costs and interest, exceeds \$75,000.00, as plaintiff’s Complaint was filed in the Superior Court of Alaska with jurisdiction over cases where the amount in controversy exceeds \$100,000.00 and plaintiff requests a judgment in excess of \$100,000.00.

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7. Because there is complete diversity between plaintiff and defendant and the amount in controversy exceeds \$75,000, original jurisdiction exists in this court. Therefore, removal is proper.

8. Electronic copies of relevant process, pleadings and orders in the State Court are filed herewith pursuant to 28 U.S.C. 1446(a) and Local Rule 5.3.

WHEREFORE, defendant/removing party respectfully requests that this action be removed from the Superior Court for the State of Alaska to the United States District Court for the District of Alaska.

CALL, HANSON & KELL, P.C.
Attorneys for Defendant GEICO
Indemnity Company

Dated: August 6, 2012

By: s/Michael J. Hanson
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CERTIFICATE OF SERVICE

I certify that on this 6th day of August, 2012, a true and correct copy of the foregoing document, and attachments if any, were served by mail on:

Chadwick P. McGrady
550 S. Alaska Street, Suite 202
Palmer, AK 99645

s/Michael J. Hanson

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